

**CERTIFICATE OF MAILING**  
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.  
**ELI LILLY AND COMPANY**

By \_\_\_\_\_

Date \_\_\_\_\_

Patent

Attorney's Docket No. X-6606M

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of )  
U.S. Patent No. 5,681,932 )  
)  
Brian W. GRINNELL ) Group Art Unit: 1636  
)  
Application No.: 09/384,327 ) Examiner: James Ketter  
)  
Filed: August 26, 1999 )  
)  
For: METHOD OF USING EUKARYOTIC ) RECEIVED AS  
EXPRESSION VECTORS ) OFFICIAL  
COMPRISING THE BK VIRUS ) TC1600 FAX CENTER  
ENHANCER )  
5/14/01 BPL

COMMUNICATION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed is a "Supplemental Declaration under 37 C.F.R. §1.175(b)" signed by  
Inventor Brian W. Grinnell.

Entry of the foregoing additional document to the above-identified reissue  
application is respectfully requested.

Respectfully submitted,

*Brian P. Barrett*  
Brian P. Barrett  
Attorney for Applicants  
Registration No. 39,597  
Phone: 317-276-7243

Eli Lilly and Company  
Patent Division/BPB  
Lilly Corporate Center  
Indianapolis, Indiana 46285  
May 14, 2001

Patent  
Attorney's Docket No. 008439-029

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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ENHANCER )

**SUPPLEMENTAL DECLARATION UNDER 37 C.F.R. §1.175(b)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Brian W. Grinnell, the undersigned Petitioner, hereby declare that:

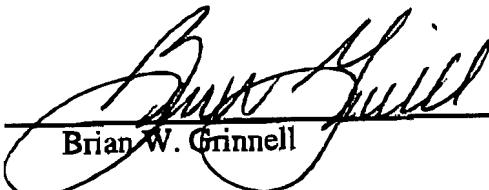
Every error in the patent which was corrected in the present reissue application,  
and is not covered by the prior declaration submitted in this application, arose without any  
deceptive intention on the part of the applicant.

Application No. 09/384,327  
Reissue of U.S. Patent No. 5,681,932  
Attorney's Docket No. 008439-029

The undersigned hereby declares further that all statements made herein of his own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

By:

  
\_\_\_\_\_  
Brian W. Grinnell

3625 East 71<sup>st</sup> Street  
Indianapolis, Indiana 46220

Date: 5/14/01